

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION

BALBOA CAPITAL CORPORATION,

Plaintiff,

v.

MOHAWK FINE PAPERS INC.,

Defendant.

CASE NO.: 1:24-CV-350

JUDGE MATTHEW WALDEN
MCFARLAND

MAGISTRATE JUDGE KAREN L.
LITKOVITZ

**PLAINTIFF'S REQUEST FOR ENTRY
OF DEFAULT AGAINST
DEFENDANT**

In accordance with Rule 55(a) of the Federal Rules of Civil Procedure, Plaintiff Balboa Capital Corporation ("Balboa") hereby requests that the Clerk record an entry of default against Defendant Mohawk Fine Papers, Inc. ("Mohawk" or "Defendant") for its failure to plead or otherwise defend against the claims brought against it. *See* Fed.R.Civ.P. 55(a).

Balboa filed this action against Defendants on June 26, 2024. (Doc. 1). Mohawk was served via its statutory agents, Cogency Global, Inc., and GKL Corporate/Search, Inc., on July 30, 2024, making its responsive pleading due on or before August 20, 2024. (Doc. 9).

As of this filing, Mohawk has not filed a responsive pleading or otherwise taken any action to defend against this lawsuit. Therefore, the Clerk "must enter...default" against Mohawk. *See* Fed. R. Civ. P. 55(a). Upon the Clerk's entry of default, Plaintiff intends to file a motion for default judgment in accordance with Fed. R. Civ. P. 55(b) and L.R. 55.1(b).

Respectfully submitted,

/s/ Izaak Horstemeier-Zrnich

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Attorneys for Plaintiff

Balboa Capital Corporation

PROOF OF SERVICE

A copy of the foregoing was filed electronically on August 22, 2024. Service of this filing will be made pursuant to Fed. R. Civ. P. 5(b)(2)(c) by mailing it by United States mail to:

MOHAWK FINE PAPERS INC.,
via the following Registered Agents:

Cogency Global, Inc.
45 School Street
Suite 202
Boston, MA 02108

GKL Corporate/Search, Inc.
c/o Matthew Clint Congdon
One Capital Mall
Suite 660
Sacramento, CA 95814

GKL Corporate/Search, Inc.
c/o Leo Daniel Leal
One Capital Mall
Suite 660
Sacramento, CA 95814

/s/ Izaak Horstemeier-Zrnich

Izaak Horstemeier-Zrnich (0101085)

One of the Attorneys for Plaintiff

Balboa Capital Corporation